

Council Cabinet Response to Scrutiny Recommendations

SUMMARY

- 1.1 This report outlines the recommendations made by the Corporate Scrutiny and Governance Board to Council Cabinet and Council Cabinet's responses to these recommendations. The relevant responses have been extracted (and condensed where appropriate) from the Council Cabinet Minutes and included in Section 4 of this report.

RECOMMENDATION

- 2.1 To note the responses from Council Cabinet recorded in the Council Cabinet Minutes.

REASON FOR RECOMMENDATION

- 3.1 To ensure that the Corporate Scrutiny and Governance Board receives a response from Council Cabinet to the recommendations made.

SUPPORTING INFORMATION

Council Cabinet Meeting of 9 March 2016 - Key decisions

4.1 171/15 Strategic Property Transactions

The Council Cabinet considered exempt information in relation to strategic property transactions, including recommendations made by the Corporate Scrutiny and Governance Overview and Scrutiny Board.

Council Cabinet Decision

It was agreed by Council Cabinet:

1. To receive the report and respond to the recommendations made by the Corporate Scrutiny and Governance Board.
2. To approve the recommendations set out in paragraph 4.34 in the main body of the report, having noted and considered the significant risks which have been explained by officers;

3. To delegate authority to the Chief Executive (or Deputy), in consultation with the Leader of the Council (or Deputy), the Director of Governance and the Director of Finance to agree detailed terms as set in the main body of the report;
4. To approve the granting of an appropriate permission as set out in paragraph 4.14 of the main body of the report.
5. To approve an amendment within the 2016/17 -2018/19 capital programme for the amount set out in paragraph 1.4 in Appendix 1, for the reasons detailed in paragraph 1.2 in Appendix 1.
6. To approve the use of reserves as set out in paragraph 1.2 in Appendix 1 of the report.

Council Cabinet Meeting of 16 March 2016 – Matters Referred

4.2 178/15 Recommendations from Corporate Scrutiny and Governance Board

The Council Cabinet considered a report on Recommendations from Corporate Scrutiny and Governance Board. The Corporate Scrutiny and Governance Board met and discussed items contained within the Council Cabinet Agenda. The report enabled the views and recommendations resulting from these discussions to be formally shared with Council Cabinet. These were submitted to Council Cabinet as Appendix 2, prior to commencement of the meeting.

Council Cabinet also considered a further recommendation from the Corporate Scrutiny and Governance Board on the 2015 Annual Education Performance Outcomes.

The Board resolved to recommend Council Cabinet to support Headteachers in raising the issues around poor quality marking at GCSE level through the appropriate avenues.

Council Cabinet Decision

1. To receive the report and accept all the recommendations from the Corporate Scrutiny and Governance Board.
2. To receive the recommendations received from the Corporate Scrutiny and Governance Board in relation to the Annual Education Performance Outcomes and request that a response be prepared.

Council Cabinet Meeting of 16 March 2016 - Key decisions

4.3 180/15 2016/17 Planned Property Maintenance Work Programme

The Council Cabinet considered a report on the 2016/17 Planned Property Maintenance Work Programme. The report allocated the budget approved at Council Cabinet on 20 January 2016 across a proposed number of projects to form the 2016/17 proposed Property Improvement Capital Programme including the budget breakdown for each project.

The report also sought approval for part of the 2017/18 Work Programme where project delivery spanned more than 1 year and to reallocate £545k from 2016/17 into 2017/18.

Council Cabinet Decision

1. To approve the Property Improvement capital programme of works for 2016/17 and 2017/18 (where project delivery spanned more than 1 year) as detailed in appendix 2 of the report.
2. To amend the corporate capital programme 2016/17 – 2018/19 to incorporate the inclusion of schemes that would cross two financial years.
3. To continue to give delegated authority to the Strategic Directors of Communities and Place and People Services following consultation with the relevant Cabinet Member, to enable them to respond to changing priorities throughout the year by introducing new schemes or bringing forward the implementation of some schemes at the expense of others.
4. To continue to give delegated approval to the Property Programme Board as per its Term of Reference (ToR). The ToR were about to be updated to reflect updated roles and processes. A meeting of the Property Board would not be taking place prior to this Council Cabinet meeting to approve the revised version.
5. To accept the recommendation from the Corporate Scrutiny and Governance Board that further detail be provided on the following schemes for further consideration prior to making a decision on the approval of these schemes for inclusion in the Capital Programme:
 - a) Funding in relation to a tarmacked surface at Markeaton Park;
 - b) Security measures at the Assembly Rooms Car Park; and
 - c) Elements of the Leisure Strategy which are proposed to be funded through the capital programme for both 16/17 and 17/18.

The Board also requested that the urgency of works scheduled to replace the high level glazing to the domed roof of the Market Hall on the grounds of health and safety be reassessed to consider whether these works could be carried out in conjunction with any future refurbishment of the Market Hall to maximise cost efficiencies.

4.4 182/15 Schools Capital Programme

The Council Cabinet considered a report on the Schools Capital Programme.

The Department for Education (DfE) had notified the Council of capital funding allocations for School Condition maintenance for 2016-17. Derby City Council would be allocated £2,517,098, together with an additional £246,027 for Voluntary Aided Schools.

The Corporate Scrutiny and Governance Board recommended that Council Cabinet considers the Board's concerns raised on the forced academisation of schools and local authorities to plan for school places in the future and that this policy will remove the local democracy of scrutiny of school provision.

Council Cabinet Decision

1. To approve the Schools Capital Programme priority schemes for 2016/17 as outlined in Appendix 3 and approve, in principle, schemes identified in Appendix 4 of the report subject to DfE confirmation of allocations.
2. To approve scheme commencement and amendment to the approved 2016/17 - 2017/18 capital programme with proposed scheme allocations and the addition of the actual funding allocations confirmed by the DfE.
3. To note the primary and secondary school place planning proposals outlined in the report.
4. To accept the recommendation of the Corporate Scrutiny and Governance Board that the Board's concerns be considered on the forced academisation of schools and local authorities to plan for school places in the future and that this policy will remove the local democracy of scrutiny of school provision.

4.5 183/15 Innovation Hub Facility Management

The Council Cabinet considered a report on Innovation Hub Facility Management. The report summarised the progress in establishing a new innovation centre that sought to support the development and growth of transport engineering businesses – the iHub. This was the first building constructed within the city's new commercial and technology park – Infinity Park Derby.

The Corporate Scrutiny and Governance Board recommended that an early review on the operation of the Innovation Hub, including detail on the running costs, occupancy levels and business rates be carried out and reported to a meeting of the Corporate Scrutiny and Governance Board in around 12 months time.

Council Cabinet Decision

1. To note the contents of the report, particularly regarding the assumptions under-pinning the cash flow forecast and associated benefits and risks for the Council.
2. To approve the management and operation of the iHub by the Connect Derby team, overseen by the iHub Board, subject to DCLG approval.
3. To approve the creation of a Council revenue budget of up to £131,000 from the Budget Risk Reserve that enabled the successful operation and management of the iHub in 2016/17.
4. To request that further report(s) be periodically submitted to Council Cabinet, showing progress against the cash flow forecast.
5. To accept the recommendation from the Corporate Scrutiny and Governance Board that an early review on the operation of the Innovation Hub, including detail on the running costs, occupancy levels and business rates be carried out and reported to a meeting of the Corporate Scrutiny and Governance Board in around 12 months time.

4.6 184/15 Closure of Moorways Swimming Pool

The Council Cabinet considered a report on the closure of Moorways Swimming Pool. Due to reductions in Government Funding, over the next three years the Council had to save approximately £45 million from its overall revenue budget, this was in addition to the £116 million the Council had already saved over the last three years. The closure of Moorways contributed to those savings being achieved.

The Corporate Scrutiny and Governance Board recommended Council Cabinet tries where possible to deliver sufficient swimming provision for all school swimming lessons.

Council Cabinet Decision

1. To approve the closure of Moorways Swimming Pool to the general public on 31 March 2016.
2. To continue to progress discussions with parties and key stakeholders to explore possible alternative proposals for swimming pool provision across the city.
3. To delegate authority to the Strategic Director of Communities and Place following consultation with the Cabinet Member for Communities and City Centre Regeneration and the Director of Finance, for the implementation of a financially viable proposal, that meets the Council's strategic plan for swimming should the on-going discussions with stakeholders provide a sustainable alternative to the full closure of Moorways Pool to the general public.
4. To accept the recommendation from the Corporate Scrutiny and Governance Board to try where possible to deliver sufficient swimming provision for all school swimming lessons.

OTHER OPTIONS CONSIDERED

5.1 None.

This report has been approved by the following officers:

Legal officer	N/A
Financial officer	N/A
Human Resources officer	N/A
Service Director(s)	N/A
Other(s)	David Walsh – Democratic Services Manager

For more information contact: Background papers: List of appendices:	Clare Harrison 01332 643648 clare.harrison@derby.gov.uk Council Cabinet Minutes and Reports 10 February 2016. Appendix 1 – Implications
---	--

IMPLICATIONS

Financial and Value for Money

- 1.1 Costs associated with implementing the recommendations associated with this report would need to be determined by relevant officers following decisions made by Council Cabinet.

Legal

- 2.1 Rule OS23 of the Council's Constitution relate are relevant to this report in its final submissions to Council Cabinet. Rule OS23 states that the Council or Council Cabinet shall consider the report of the overview and scrutiny board within one month of it being submitted to the proper officer.
- 2.2 Legal implications associated with implementing the recommendations associated with this report would need to be determined by relevant officers following decisions made by Council Cabinet.

Personnel

- 3.1 Personnel implications associated with implementing the recommendations associated with this report would need to be determined by relevant officers following decisions made by Council Cabinet.

IT

- 4.1 IT implications associated with implementing the recommendations associated with this report would need to be determined by relevant officers following decisions made by Council Cabinet.

Equalities Impact

- 5.1 Effective scrutiny benefits all Derby people and the very nature of the Scrutiny Board's work means that equality issues are addressed.

Health and Safety

- 6.1 None directly arising from this report.

Environmental Sustainability

- 7.1 None directly arising from this report.

Property and Asset Management

- 8.1 Asset management and acquisition implications associated with implementing the recommendations associated with this report would need to be determined by relevant officers following decisions made by Council Cabinet.

Risk Management

- 9.1 Risks management implications associated with implementing the recommendations associated with this report would need to be determined by relevant officers following decisions made by Council Cabinet.

Corporate objectives and priorities for change

- 10.1 Our aim is to work together so that Derby and its people will enjoy a thriving sustainable economy, good health and well-being and an active cultural life.